

ASSIGNED

Serial No.

43158

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. **JAN 29 1981**Returned to applicant for correction. **MAR 18 1981**Corrected application filed. Map filed **APR 10 1981**The applicant. **Elizabeth Miller****Star Route, Box 8**of **Winnemucca**

Street and No. or P.O. Box No.

City or Town

Nevada 89445

State and Zip Code No.

hereby make^S application for permission to change the

point of diversion and place of use of a portion

of water heretofore appropriated under **Permit No. 27274, Certificate No. 9017.**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is **underground**
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed. **2.3352 c.f.s. of 5.9 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **irrigation and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for **irrigation and domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. **within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 23, T.41N., R.39E., M.D.B.&M. or at a point from which the Northeast corner**
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
of said Section 23 bears N21°42'E 3,479.0'.
6. The existing point of diversion is located within **NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, T.41N., R.39E.,**
M.D.B.&M. or at a point from which the West $\frac{1}{2}$ corner of said
If point of diversion is not changed, do not answer.
Section 24 bears S8°09'W 1,365.4'.
7. Proposed place of use. **S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ of Section 23 N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 26 SW $\frac{1}{4}$;**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
S $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 24 N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 25 all within T.41N.,
R.39E., M.D.B.&M. 638.3 acres total.
8. Existing place of use. **See Exhibit "A"**
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from **January 1st** to **December 31st** of each year.
Month and Day Month and Day
10. Use has been from **January 1st** to **December 31st** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **well, pump, motor, pipelines,**
State manner in which water is to be diverted, whether by dam or other works,
ditches and sprinkler system.
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$50,000.00
13. Estimated time required to construct works.....three (3) years
14. Estimated time required to complete the application of water to beneficial use.....five (5) years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....This Application is to change the point of diversion and place of use of portions of Permit No. 27274 and commingle the water with Permit No. 27275 for a total irrigated acreage under Permit No. 27274 and this Application of 638.3 acres.

Compared ha/sg.....bt/bc.....Applicant ELIZABETH MILLER
ROBERT N. CALDWELL, S.W.R.S., AGENT
By.....s/Robert N. Caldwell
146 West Second Street
Winnemucca, Nevada 89445

.....APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Point of Diversion and Place of Use of a Portion of the waters of an underground source as heretofore granted under Permit 27274, Certificate 9017 is issued subject to the terms and conditions imposed in said Permit 27274, Certificate 9017 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permit 27274 shall not exceed 1,290.96 acre-feet.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....2.3352.....cubic feet per second, but not to exceed a yearly duty of 3.6 acre-feet per acre of land irrigated from any and/or all sources, and not to exceed 1,290.96 acre-feet annually.

Actual construction work shall begin on or before.....N/A

Proof of commencement of work shall be filed before.....N/A

Work must be prosecuted with reasonable diligence and be completed on or before March 5, 1984

Proof of completion of work shall be filed before.....April 5, 1984

Application of water to beneficial use shall be made on or before.....March 5, 1985

Proof of the application of water to beneficial use shall be filed on or before.....April 5, 1985

Map in support of proof of beneficial use shall be filed on or before.....April 5, 1985

Commencement of work filed.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS
Completion of work filed.....MAY 1, 1989.....State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed.....NOV 16, 1990.....my office, this 5th day of MARCH
Cultural map filed.....NOV 16, 1990.....A.D. 19 82
Certificate No. 13021.....Issued SEP 17 1991.....
S. State Engineer

43158

EXHIBIT "A"

Description of land to which the water is appurtenant:

40.5 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
29.7 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
42.5 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
35.2 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
41.5 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
38.2 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
10.0 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
39.0 acres in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 24, T.41N., R.39E., M.D.B.&M.
41.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25, T.41N., R.39E., M.D.B.&M.
40.0 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 25, T.41N., R.39E., M.D.B.&M.
1.0 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 26, T.41N., R.39E., M.D.B.&M.
<u>358.6 Acres Total</u>

